Case No. DAVI121.001APC Date: November 18, 2003

## NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

In re application of

Kola, et al.

App. No.

09/786,043

For

NOVEL THERAPUTIC

MOLECULES AND USES

THEREFOR

Filed

August 13, 2001

Examiner

Angell, J.E.

Group Art Unit

1635

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Mail Stop INTERFERENCE, Board of Patent Appeals and Interferences, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450, on

November 18, 2003

Sam V. Tahmasaki Ban No. 45 151

Sam K. Tahmassebi, Reg. No. 45,151

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Mail Stop INTERFERENCE Board of Patent Appeals and Interferences U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated May 19, 2003 of the Primary Examiner finally rejecting Claims 110-113. The item(s) marked below are appropriated

(X) An extension of time to respond to the final rejection for 3 month(s) is hereby requested.

Filing Fee:

(X) \$165 (small entity)

ř

Time Extension Fee (if applicable):

(X) three months (\$475 small entity)

(X) Enclosed is a check in the amount of \$640.

475.00 35

(X) Return prepaid postcard.

22/03/EDD3 72/430 (X) 30000 Please charge any additional fees or credit overpayment to Deposit Account No. 11-1410.

01 FS:2253

Signature: San

Sam K. Tahmassebi Registration No. 45,151 Customer No. 20,995 (619) 235-8550